

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

Case No. **00-6317 CR-FERGUSON**

8 U.S.C. §1326(a) and (b) (1) & (2)
18 U.S.C. §1546(a)

**MAGISTRATE JUDGE
SNOW**

UNITED STATES OF AMERICA)
)
Plaintiff,)
)
v.)
)
PETER AUSTIN HOLLAND,)
a/k/a "Jimmy Lee Murray,")
)
Defendant.)
_____)

INDICTMENT

The Grand Jury charges that:

COUNT I

On or about January 12, 2000, at Broward County, in the Southern District of Florida the defendant,

PETER AUSTIN HOLLAND,
a/k/a "Jimmy Lee Murray,"

an alien, having been deported on or about August 13, 1998 and subsequent to a conviction for the commission of an aggravated felony, was found in the United States knowingly and without the Attorney General having expressly consented to such alien's reapplying for admission into the United States, in violation of Title 8, United States Code, Section 1326(a) and (b) (1) & (2).

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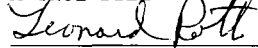
COUNT II

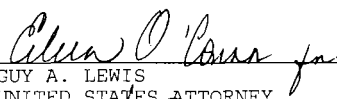
On or about November 20, 1998, at Miami-Dade County in the Southern District of Florida the defendant,

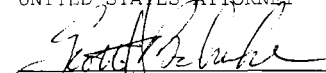
PETER AUSTIN HOLLAND
a/k/a "Jimmy Lee Murray,"

did knowingly utter, use, attempt to use, and possess, a document prescribed by statute or regulation for entry into or as evidence of authorized stay or employment in the United States, that is, a U.S. passport which the defendant knew to be procured by means of a false claim or statement or otherwise procured by fraud or unlawfully obtained, in that the defendant in applying for said passport in 1995, fraudulently claimed to be "Jimmy Lee Murray," a United States Citizen, when in truth and in fact, the defendant well knew his identity to be PETER AUSTIN HOLLAND, a Jamaican citizen and used said passport to illegally enter the United States at Miami International Airport, in violation of Title 18, United States Code, Section 1546(a).

A TRUE BILL


FOREPERSON


GUY A. LEWIS
UNITED STATES ATTORNEY


SCOTT H. BEHNKE
ASSISTANT UNITED STATES ATTORNEY

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

UNITED STATES OF AMERICA

CASE NO. _____

v.

CERTIFICATE OF TRIAL ATTORNEY*

PETER AUSTIN HOLLAND

Superseding Case Information:

Court Division: (Select One)

New Defendant(s) Yes No
Number of New Defendants
Total number of counts

 Miami Key West
 X FTL WPB ETP

I do hereby certify that:

1. I have carefully considered the allegations of the indictment, the number of defendants, the number of probable witnesses and the legal complexities of the Indictment/Information attached hereto.
2. I am aware that the information supplied on this statement will be relied upon by the Judges of this Court in setting their calendars and scheduling criminal trials under the mandate of the Speedy Trial Act, Title 28 U.S.C. Section 3161.

3. Interpreter: (Yes or No) No
List language and/or dialect _____

4. This case will take 3 days for the parties to try.

5. Please check appropriate category and type of offense listed below:
(Check only one) (Check only one)

I	0 to 5 days	<u> X </u>	Petty	<u> </u>
II	6 to 10 days	<u> </u>	Minor	<u> </u>
III	11 to 20 days	<u> </u>	Misdem.	<u> </u>
IV	21 to 60 days	<u> </u>	Felony	<u> X </u>
V	61 days and over	<u> </u>		

6. Has this case been previously filed in this District Court? (Yes or No) No

If yes:

Judge: _____ Case No. _____
(Attach copy of dispositive order)

Has a complaint been filed in this matter? (Yes or No) No

If yes:

Magistrate Case No. _____

Related Miscellaneous numbers: _____

Defendant(s) in federal custody as of _____

Defendant(s) in state custody as of 01-13-00

Rule 20 from the _____ District of _____

Is this a potential death penalty case? (Yes or No) No

7. Does this case originate from a matter pending in the U. S. Attorney's Office prior to April 1, 1999?
 Yes X No If yes, was it pending in the Central Region? Yes No

8. Did this case originate in the Narcotics Section, Miami? Yes X No

 Peter A. Holland
ASSISTANT UNITED STATES ATTORNEY
Attorney No. A5500005

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

PENALTY SHEET

Defendant's Name: PETER AUSTIN HOLLAND No.: _____

Count #: 1

Reentry of deported felon in violation of 8 U.S.C. 1326(a) & (b)(2)

*Max Penalty: A term of imprisonment of not more than 20 years' or a fine up to \$250,000, or both

Count #: 2

Fraud and misues of visas, permits, and other documents in violation of 18 U.S.C. 1546(a)

Max Penalty: A term of imprisonment of not more than 10 years' or a fine of up to \$250,000, or both

Count #: 3

*Max Penalty:

Count #: 4

*Max Penalty:

Count #: 5

*Max Penalty:

Count #: 6

*Max Penalty:

***Refers only to possible term of incarceration, does not include possible fines, restitution, special assessments, parole terms or forfeitures that may be applicable.**